

2. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).

3. A proper Demand for International Preliminary Examination was made by the 19<sup>TH</sup> month from the earliest claimed priority date.

4. Enclosed items are required for filing under 37 CFR § 1.53(b) and § 1.494(b) or § 1.495(b):

- ☒ One copy of International Publication WO 01/09330
- (a) ☒ is transmitted herewith (**required only if not transmitted by the International Bureau**)
- (b) ☒ has been transmitted by the International Bureau
- (c) ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)

**Fees**

☒ The basic national fee set forth in 37 CFR § 1.482 - International Preliminary Examination Fee not paid to USPTO but International Search Report prepared by the EPO or JPO - \$860.00

- ☒ Claims in Excess of 20 (3 @ \$18.00)
- ☐ Independent Claims in Excess of 3 (0 @ \$80.00)

5. Further enclosed are:

- ☒ One copy of International Preliminary Examination Report.
- ☒ One copy of International Search Report - (with references).

**Information Disclosure Statement:**

- The Examiner is requested to consider carefully the complete text of the documents submitted herewith in connection with the examination of this application. It is believed that the Examiner will concur with Applicant's belief that the documents do not adversely affect the patentability of the subject matter presently claimed, taken alone or in combination.
- It is requested that the listed documents be included in the "References Cited" portion of any patent issuing from this application.
- Under 37 CFR 1.97(i), Applicants understand that non-complying Information Disclosure Statements will be placed in the file but not considered by the Office, however, under Reply to Comment 8 of the Federal Register, page 2024, Applicants will be informed when information is not considered.

[X] Applicants enclose and make of record the documents identified in the International Search Report or in the International Preliminary Examination Report. These documents are listed on the enclosed Forms PTO/SB/08A and PTO/SB/08B.

- ☐ One copy of Written Opinion.
- ☐ One copy of PCT Request as filed.
- ☐ One copy of Chapter II Demand as filed.

6. ☐ A translation of the International Application into English (35 U.S.C. § 371(c)(2))

7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. § 371(c)(3))

8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. § 371(c)(3))

9. Still additional papers enclosed:

- ☐ Assignment with Assignment Recordation Form Cover Sheet
- ☐ Verification Statement Claiming Small Entity Status
- ☒ Declaration or oath is enclosed executed by the inventor
- ☐ An Information Disclosure Statement under 37 CFR § 1.97 and § 1.98
- ☒ Return Acknowledgment Postcard

10. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

A. Enclosed are:

- (a) ☒ Computer Readable Copy of the Sequence Listing
- (b) ☒ Paper Copy (identical to Computer Readable Copy) of the Sequence Listing

B. ☐ Enclosed is a paper copy of the Sequence Listing. This paper copy and a Computer Readable Form thereof are identical with the Computer Readable Form in another application of the Applicant which is fully identified as follows:

U.S. Application No.: @@

Filed: @@

Attorney Docket No.: @@

which is believed to comply with the rules set forth in 37 CFR § 1.821 et. seq. Applicants requests pursuant to 37 CFR § 1.821(e) that this Computer Readable Form be used in the present application. **Please TRANSFER the sequence listing from the parent to this application.**

C. ☒ Statement under 37 CFR § 1.821(f): **The information recorded in computer readable form is identical to the written Sequence Listing.**

D. ☒ Statement under 37 CFR § 1.821(g) (required when Sequence Listing not submitted at the time of filing under 35 U.S.C. §111(a)) or 37 CFR §1.821(f) (required when Sequence Listing not submitted at the time of

filing under the Patent Cooperation Treaty): The submission of the  
Sequence Listing includes no new matter.

E. ☒ Amendment: Please enter the Sequence Listing into the application.

11. **Preliminary Amendment**

Prior to calculation of fees, kindly enter:

- ☒ Preliminary Amendment submitted herewith  
☐ do not enter Preliminary Amendment

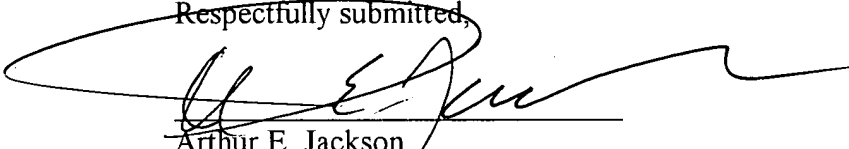
12. Fee payment being made at this time is enclosed:

* Basic filing fee (\$860.00)	860.00
* Claims in Excess of 20	54.00
* (3 @ \$18.00)	
Independent Claims in Excess of 3	.00
(0 @ \$80.00)	
* Total Fees enclosed:	<u>\$914.00</u>

13. The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Account No. 50-0258. This letter is filed in duplicate for accounting purposes.

Date: February 25, 2002

Respectfully submitted,

  
Arthur E. Jackson  
Registration No. 34,354  
Attorney for Applicant

DECHERT  
4000 Bell Atlantic Tower  
1717 Arch Street  
Philadelphia, PA 19103-2793

## CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s):

Docket No.

BM45398

Serial No.

PCT/EP00/07281

Filing Date

27 Jul 00/30 Jul 99

Examiner

Group Art Unit

Invention: NOVEL COMPOUNDS

I hereby certify that this Petition of Unintentional Abandonment and U.S. National Phase application  
(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under  
37 CFR 1.10 in an envelope addressed to: The Commissioner of Patents and Trademarks, Washington, D.C.

20231-0001 on 2/25/02  
(Date)

Susan C. Sheehan

(Typed or Printed Name of Person Mailing Correspondence)

  
(Signature of Person Mailing Correspondence)

EL 823 518 427

("Express Mail" Mailing Label Number)

Note: Each paper must have its own certificate of mailing.

Petition For Revival Of An Application For Patent Abandoned Unintentionally  
Under 37 CFR 1.137(b) (Large Entity)Docket No.  
BM45398

In Re Application Of: Joelle Thonnard

Serial No.  
PCT/EP00/07281Filing Date  
27 July 00/30 Jul 99

Examiner

Group Art Unit

Invention: NOVEL COMPOUNDS

RECEIVED

04 MAR 2002

Legal Coun  
International DivisionASSISTANT COMMISSIONER FOR PATENTSAttention: Office of PetitionsBox DACWashington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper response to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extension of time actually obtained.

## APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee--required for all utility and plant applications filed before June 8, 1995; and for all design applications; and

1. ☒ A proposed reply to the above-identified notice or action:

☒ is enclosed. ☐ was filed on \_\_\_\_\_

The proposed reply is in the form of: \_\_\_\_\_

2. ☐ The issue fee:

☐ is enclosed. ☐ was paid on \_\_\_\_\_

03/04/2002 LLANDGRA 00000013 500258 10069544  
01 FC:141 1280.00 OP

3. ☐ The abandoned application was a:

☐ design application. ☒ utility application. ☐ plant application.

4. ☐ A terminal disclaimer (and fee) disclaiming a period equivalent to the period of abandonment is enclosed.

5. ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

**Petition For Revival Of An Application For Patent Abandoned Unintentionally  
 Under 37 CFR 1.137(b) (Large Entity)**

Docket No.  
**BM45398**

In Re Application Of: **Joelle Thonnard**

Serial No.	Filing Date	Examiner	Group Art Unit
<b>PCT/EP00/07281</b>	<b>27 July 00/30 Jul 99</b>		

Invention: **NOVEL COMPOUNDS**

**Calculation and Payment of Fees**

Enclosed are the following fees:

- |   |                             |
|---|-----------------------------|
| 6. <input checked="" type="checkbox"/> Petition fee under 37 CFR 1.17(m) in the amount of:          | <u>\$1,240.00</u>           |
| 7. <input type="checkbox"/> Fee for amendment in the amount of:                                     | <u>                    </u> |
| 8. <input type="checkbox"/> Fee for extension of time to respond to Office Action in the amount of: | <u>                    </u> |
| 9. <input type="checkbox"/> Issue fee in the amount of:   | <u>                    </u> |
| 10. <input type="checkbox"/> Continuing application filing fee in the amount of:                    | <u>                    </u> |
| 11. <input type="checkbox"/> Terminal disclaimer fee in the amount of:                              | <u>                    </u> |
| 12. <input checked="" type="checkbox"/> <u>U.S. National Phase Application</u>                      | <u>\$914.00</u>             |
| Total fees enclosed:  | <u>\$2,154.00</u>           |

The fee of **\$2,154** is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☐ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-0258
- A duplicate copy of this sheet is enclosed.

Petition For Revival Of An Application For Patent Abandoned Unintentionally Under 37 CFR 1.137(b) (Large Entity)	Docket No. BM45398
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In Re Application Of: Joelle Thonnard

Serial No. PCT/EP00/07281	Filing Date 27 July 00/30 Jul 99	Examiner	Group Art Unit
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Invention: NOVEL COMPOUNDS

**Statement**

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

 Dated: 2/25/2002

Arthur E. Jackson  
 Reg. No. 34,354  
 Dechert  
 1700 Arch Street  
 Philadelphia, PA 19103  
 (609)620-3254

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.
Signature of Person Mailing Correspondence
Typed or Printed Name of Person Mailing Correspondence

CC:



10/069544

JC10 Rec CT/PTO 25 FEB 2002

The PTO did not receive the following  
listed item(s)

No Postcard